

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SOARING HELMET CORPORATION, a
Washington corporation,

Plaintiff,

v.

NANAL, INC., d/b/a LEATHERUP.COM, a
Nevada corporation,

Defendant.

No. C09-789-JLR

DECLARATION OF STACIA N. LAY IN
SUPPORT OF DEFENDANT NANAL,
INC.'S MOTION FOR SUMMARY
JUDGMENT

NOTE ON MOTION CALENDAR:
November 26, 2010

I, Stacia N. Lay, on oath declare and state as follows:

1. I am an associate attorney with the law firm Hendricks & Lewis, PLLC. I represent Defendant Nanal, Inc. ("Defendant" or "Nanal") in this action. I am over the age of 18 and, if called upon to testify, could testify competently to the matters stated herein.

2. Attached hereto as **Exhibit 1** is a true and correct copy of Plaintiff's First Amended Complaint, Docket No. 9, which was e-filed in this action on July 27, 2009.

3. Attached hereto as **Exhibit 2** is a true and correct copy of the Declaration of Julie Brazitis, Docket No. 25, which was e-filed in this action on October 7, 2009.

4. Attached hereto as **Exhibit 3** is a true and correct copy of the Declaration of Albert Bootesaz in Support of Motion of Defendant Nanal, Inc. to Set Aside Default, Docket No. 29, which was e-filed in this action on October 7, 2009.

DECLARATION OF STACIA N. LAY (C09-789-JLR) - 1
{92879.DOC}

HENDRICKS & LEWIS PLLC
901 Fifth Avenue, Suite 4100
Seattle, Washington 98164
TEL: (206) 624-1933

1 5. Attached hereto as **Exhibit 4** is a true and correct copy of Plaintiff's Amended
2 Initial Disclosures Pursuant to FED. R. CIV. PRO. 26(a)(1), which we received on or about
3 February 3, 2010. The copy received appears to be missing a couple of pages.

4 6. Attached hereto as **Exhibit 5** is a true and correct copy of Plaintiff's Motion for
5 Leave to File Second Amended Complaint, Docket No. 43, which was e-filed in this action on
6 April 2, 2010.

7 7. Attached hereto as **Exhibit 6** is a true and correct copy of Plaintiff's Second
8 Amended Complaint, Docket No. 48, which was e-filed in this action on May 13, 2010.

9 8. Attached hereto as **Exhibit 7** is a true and correct copy of Defendant Nanal, Inc.'s
10 First Set of Requests for Production Nos. 1-29 to Plaintiff Soaring Helmet Corporation and
11 Objections and Responses Thereto, which we received on July 30, 2010 by email and on August
12 2, 2010 by mail.

13 9. Attached hereto as **Exhibit 8** is a true and correct copy of Plaintiff's
14 Supplemental Answers to Defendant Nanal, Inc.'s First Set of Interrogatories Nos. 1-22 to
15 Plaintiff Soaring Helmet Corporation, which we received on August 26, 2010 by email and on
16 August 27, 2010 by mail.

17 10. Attached hereto as **Exhibit 9** is a true and correct copy of Defendant Nanal, Inc.'s
18 Corrected Responses to Plaintiff Soaring Helmet Corporation's Interrogatories Nos. 1-4, 6-11, 13
19 and 15-18, which were served on Plaintiff on September 16, 2010.

20 11. Attached hereto is **Exhibit 10** is a true and correct copy of Plaintiff's Answers to
21 Defendant Nanal, Inc.'s Second Set of Interrogatories Nos. 23-25 to Plaintiff Soaring Helmet
22 Corporation, which we received on September 17, 2010 by email and on September 21, 2010 by
23 mail.

24 12. Attached hereto as **Exhibit 11** is a true and correct copy of Plaintiff's Objections
25 and Responses to Defendant Nanal, Inc.'s Second Set of Requests for Production Nos. 30-36 to
26 Plaintiff Soaring Helmet Corporation, which we received on September 17, 2010 by email and
27 on September 21, 2010 by mail.

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PROOF OF SERVICE

I am employed in the County of King, State of Washington. I am over the age of eighteen years and am not a party to the within action. My business address is Hendricks & Lewis PLLC, 901 Fifth Avenue, Suite 4100, Seattle, Washington 98164.

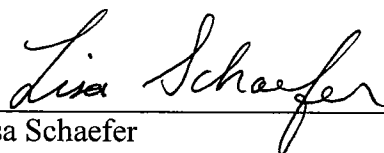
I hereby certify that on November 3, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following CM/ECF participants:

Heather M. Morado, Esq.
Stacie Foster, Esq.
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Attorneys for Plaintiff Soaring
Helmet Corporation

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Executed November 3, 2010, at Seattle, Washington.



Lisa Schaefer